

**FILED**

UNITED STATES COURT OF APPEALS

DEC 15 2008

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK OF COURT  
U.S. COURT OF APPEALS

AUTO MARINE INC.; ROLANDO  
SENORAN; BENJAMIN T. SANTOS  
AUGUSTO SANTOS; NORMANDY  
SANTOS,

Plaintiffs - Appellees,

v.

ANTONIO SABLAN; MEL GREY, in his  
official capacity as Acting Director of  
Immigration; RICHARD T. LIZAMA,  
personally and in his official capacity,

Defendants - Appellants.

No. 07-17054

D.C. No. CV-05-00042-ARM

District of the Northern Mariana  
Islands, nmi

**ORDER**

**FILED**  
Clerk  
District Court

DEC 22 2008

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

A review of the file in this case reveals that the appellant has failed to perfect the appeal as prescribed by the Federal Rules of Appellate Procedure.

Pursuant to Ninth Circuit Rule 42-1, this appeal is dismissed for failure to file the opening brief on appeal in this case.

A copy of this order sent to the district court shall constitute for the mandate of this court.

FOR THE COURT:

Molly C. Dwyer  
Clerk of Court

By: Wendy Li  
Deputy Clerk

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**United States Court of Appeals for the Ninth Circuit**

**Notice of Docket Activity**

The following transaction was entered on 12/15/2008 at 1:48:37 PM PST and filed on 12/15/2008

**Case Name:** Auto Marine Inc., et al v. Sablan, et al

**Case Number:** 07-17054

**Document(s):** Document(s)

**Docket Text:**

Order filed (Deputy Clerk: WL) Dismissing case for failure to prosecute (Cir. Rule 42-1) Pursuant to Ninth Rule 42-1, this appeal is dismissed for failure to file opening brief....; This order served on the district court shall act as and for the mandate of this court.. (WL)

The following document(s) are associated with this transaction:

**Document Description:** 421 Dismissal Order

**Original**

**Filename:** /opt/ACECF/live/forms/wendyli\_0717054\_6739290\_421ClosingOrderForm\_124.pdf

**Electronic Document Stamp:**

[STAMP acecfStamp\_ID=1106763461 [Date=12/15/2008] [FileNumber=6739290-0]

[790e5abf952f6137c8ab0762782fb64b89403a1586a74a6ab589e8cd3da7a3ed8d6b013fb20e0c48fb6efcat

**Recipients:**

- Mr. Baka, Gregory, Acting Attorney General
- Miss Long, George Anthony, Attorney
- Honorable Munson, Alex R., U.S. District Judge
- USDC, Marianas

**Notice will be electronically mailed to:**

Mr. Baka, Gregory, Acting Attorney General: gbaka79@yahoo.com, gregory.baka@gmail.com, oag.litigation@gmail.com, norypamintuan@yahoo.com, R.Anthony.Welch@gmail.com  
Miss Long, George Anthony, Attorney: logalaw@gmail.com, nmilaw@gmail.com, gal@nmilaw.com

**Notice will be mailed to:**

Honorable Munson, Alex R., U.S. District Judge  
UNITED STATES DISTRICT COURT  
FOR THE NORTHERN MARIANA ISLANDS (SNMI)  
P.O. Box 500687  
Saipan, MP 96950-0687

USDC, Marianas  
Northern Mariana Islands  
P.O. Box 500687  
Saipan, MP 96950

The following information is for the use of court personnel:

**DOCKET ENTRY ID:** 6739290

**RELIEF(S) DOCKETED:**

to dismiss case for failure to prosecute under Circuit Rule 42-1  
to issue mandate (for dispositive orders which act as mandate only)

**DOCKET PART(S) ADDED:** 5978540, 5978541, 5978542, 5978544